

CERTIFICATE OF SERVICE

I, Thomas W. McEnaney, hereby certify that on the below date, I served a copy of the foregoing Defendant's Motion for Partial Summary Judgment, Memorandum in Support, Rule 56.1 Statement of Facts and Affidavit of Thomas W. McEnaney by CM/ECF and first class mail, postage prepaid, to the following counsel of record:

Deborah S. Griffin, Esq.
Jeff D. Bernarducci, Esq.
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Dated: December 16, 2005

/s/ Thomas W. McEnaney